

RESOLUTION NO. 2010-1

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO TAKE ALL STEPS NECESSARY TO IMPLEMENT THE IMPROVEMENTS WITHIN THE GOLF CART /PEDESTRIAN/BICYCLE FERNWOOD ROAD AND COMMERCIAL PROPERTY SAFETY AND ACCESS PLAN, DATED AUGUST 24, 2009, ATTACHED AS EXHIBIT “A;” AUTHORIZING THE VILLAGE MANAGER OR DESIGNEE TO DRAFT THE NECESSARY LEGISLATION TO IMPLEMENT THE REGULATIONS FOR THIS PLAN; AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, the Village Council adopted Ordinance 2009-4 that created the Golf Cart Safety Board (the “Board”) for the purpose of providing recommendations to the Village Council and Village Manager regarding golf cart safety practices; and

WHEREAS, during the last year, the Board met several times to analyze and evaluate the current golf cart regulations within the Village as well as to identify capital improvements and regulations that can be made in order to provide for the efficient and safe circulation, use and operation of golf carts within the Village; and

WHEREAS, on September 1, 2009, the Village Council adopted the Golf Cart/Pedestrian /Bicycle Fernwood Road and Commercial Property Safety and Access Plan, dated August 24, 2009, attached as Exhibit “A” (the “Plan”); and

WHEREAS, this Plan included improvements to public as well as private property in order to provide additional access points for golf carts (the “Improvements”); and

WHEREAS, this Plan also included proposed regulations relating to the usage of golf carts within the Village (the “Regulations”); and

WHEREAS, the Village Council desires to authorize the Village Manager to take any and all steps necessary to implement the various provisions of the Plan; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

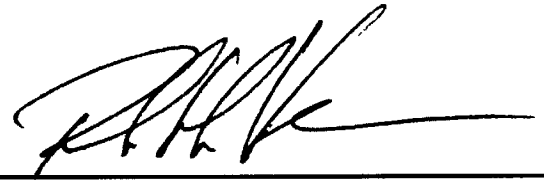
Section 1. **Recitals Adopted.** That each of the recitals stated above is hereby adopted and confirmed.

Section 2. **Implementation of the Improvements within the Plan.** That the Village Manager is hereby authorized to take any and all steps necessary to implement the Improvements within the Golf Cart/Pedestrian/Bicycle Fernwood Road and Commercial Property Safety and Access Plan, dated August 24, 2009, attached as Exhibit “A,” including, but not limited to, negotiating contracts, agreements, and other documents necessary to effectuate the Plan, and to the extent required present such documents to the Village Council for approval.

Section 3. **Implementation of the Regulations within the Plan.** That the Village Manager or designee is hereby authorized to work with the Village Attorney’s Office to draft the necessary legislation to implement the Regulations within the Golf Cart/Pedestrian/Bicycle Fernwood Road and Commercial Property Safety and Access Plan, dated August 24, 2009, attached as Exhibit “A.”

Section 4. **Effective Date.** That this Resolution shall be effective immediately upon adoption hereof.

PASSED AND ADOPTED this 12th day of January 2010.



MAYOR ROBERT L. VERNON

ATTEST:



CONCHITA H. ALVAREZ, MMC, VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY


VILLAGE ATTORNEY

EXHIBIT "A"



**GOLF CART / PEDESTRIAN / BICYCLE
FERNWOOD ROAD AND COMMERCIAL
PROPERTY SAFETY AND ACCESS PLAN**

AUGUST 24, 2009





VILLAGE OF KEY BISCAYNE

VILLAGE COUNCIL

Robert L. Vernon, Mayor
Michael W. Davey, Vice Mayor
Enrique Garcia Robert Gusman
Michael E. Kelly Jorge E. Mendia
Thomas Thornton

VILLAGE ATTORNEY

Weiss, Serota, Helfman, Pastoriza, Cole & Boniske, P.A.

OFFICE OF THE VILLAGE CLERK

Conchita H. Alvarez, MMC

ADMINISTRATION

Genaro "Chip" Iglesias, Village Manager
Jud Kurlancheek, AICP, Building, Zoning, and Planning Director
Charles R. Press, Police Chief

ENGINEERING AND GRAPHICS

C3TS

GOLF CART SAFETY BOARD

Romain Bignon	Michele Estevez
Jane Morris	Allene Nicholson
Rafael Perez Blanco	Edward Stone
Michael E. Kelly, Village Council Liaison	



VILLAGE OF KEY BISCAYNE

FERNWOOD RD/COMMERCIAL ACCESS POINTS

Golf Cart Safety Board Recommendations

The Village Council adopted Ordinance No. 2009-4 which sets forth the jurisdiction of the Board which requested recommendations related to the following areas:

1. The use and operation of golf carts
2. Capital improvements on public and private property
3. Access, parking, zoning, design bonuses for golf cart amenities



Golf Cart Safety Board Recommended Policies

The Board held six (6) meetings from April to August 2009. During these meetings, the Board recommended the following policies:

1. Golf carts should be prohibited on Crandon Boulevard with the exception of the area from W. Mashta Drive to the entrance of the Bill Baggs Cape Florida State Recreation Area and to cross the Boulevard.
2. The Zoning and Land Development Code should be amended to require 3 golf cart spaces per 50 vehicular parking spaces.
3. Encourage golf cart access to the shopping centers and offices from Fernwood Road.
4. Encourage golf cart access from shopping center to shopping center.
5. Access referred to above should only be encouraged when it is financially and physically possible.



Golf Cart Safety Board Recommended Policies

6. Access includes golf carts, pedestrians and bicycles.
7. When public funds are spent on private property to construct improvements, the use of such improvements by the public shall be maintained for an extended amount of time per an agreement with the property owner and the Village Manager.
8. A “stop sign” shall be placed when a pathway crosses a sidewalk.



Golf Cart Safety Board Recommended Policies

Ordinances No. 97-2 and 97-23 regulate golf carts in the Village. The Board recommends that these ordinances be amended to include the following:

1. Golf carts should be prohibited on Crandon Boulevard with the exception of the area from W. Mashta Drive to the entrance of the Bill Baggs Cape Florida State Recreation Area and at intersections for purposes of crossing the Boulevard.
2. Children under the age of three (3) shall be prohibited from riding in a golf cart.
3. A large decal/plate viewable from a distance of 25 ft. shall be required to be placed on the golf cart. The decal/plate shall have the registration number that is assigned by the Police Department.



Golf Cart Safety Board Proposed Access Points

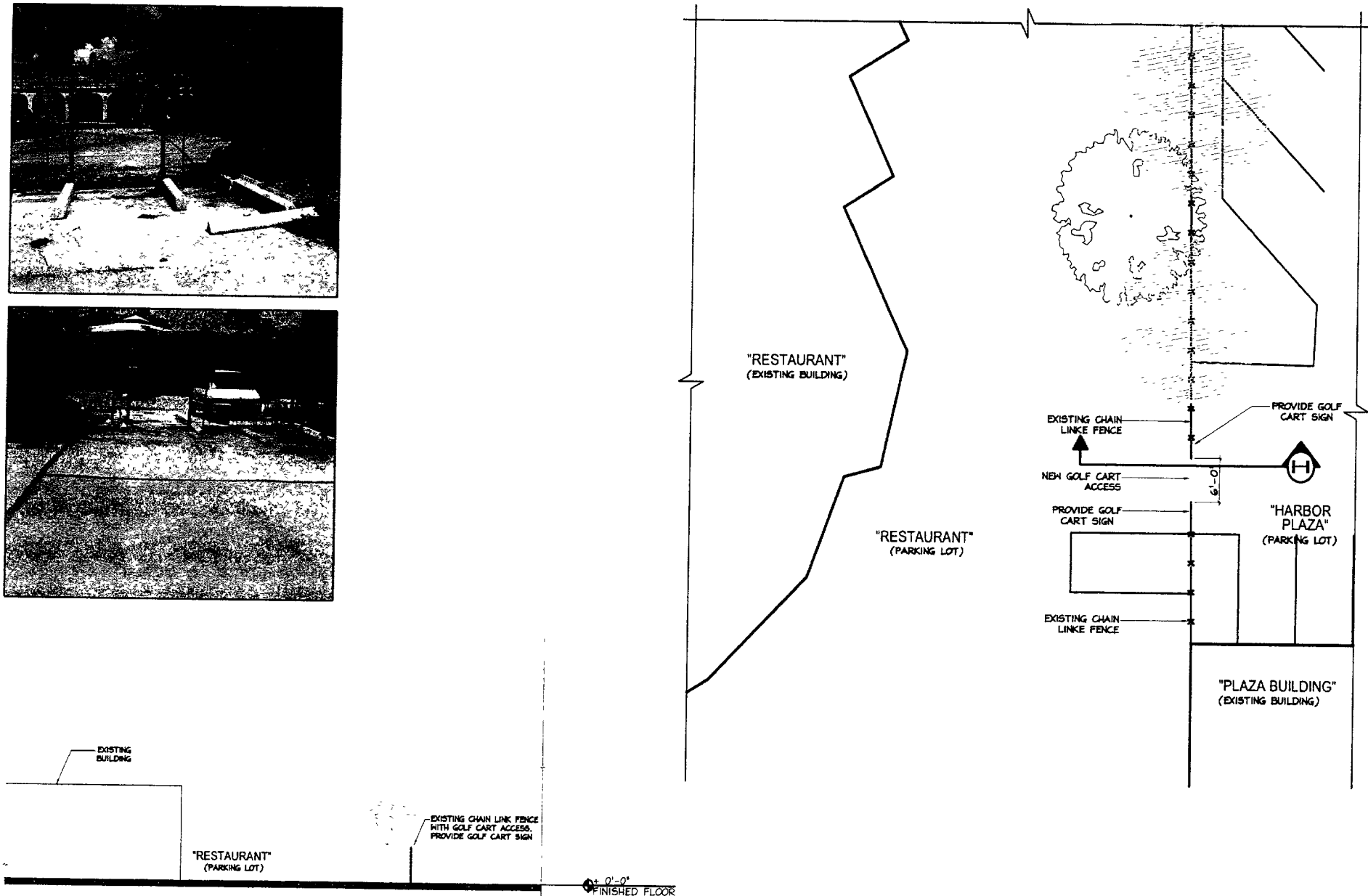
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|---|---------------------------------------|
| 1. St. Agnes Catholic Church/Harbor Plaza Shopping Center Easement to Calusa Park | 93-100 Harbor Dr. |
| 2. Harbor Plaza Shopping Center (7-11) to La Carreta Parking Lot | 93 Harbor Dr. and
12 Crandon Blvd. |
| 3. Fernwood Rd. at Key Executive Building | 104 Crandon Blvd. |
| 4. Fernwood Rd. at Key Colony Place | 200 Crandon Blvd. |
| 5. Fernwood Rd. at 240 Crandon Blvd. Office Building | 240 Crandon Blvd. |
| 6. 240 Crandon Blvd. Office Building to the The Square | 240-260 Crandon Blvd. |
| 7. The Square to The Galleria Shopping Centers | 260-328 Crandon Blvd. |
| 8. Fernwood Rd. to The Galeria Shopping Center | 328 Crandon Blvd. |
| 9. Fernwood Rd. to Winn-Dixie Shopping Center Parking Lot | 600 Crandon Blvd |
| 10. Key Biscayne Public Library/Sonesta Drive Golf Cart Parking Lot | 299 Crandon Blvd. |



93-100 Harbor Drive



2. HARBOR PLAZA (7-11) SHOPPING CENTER TO LA CARRETA RESTEURANT PARKING LOT 93 Harbor Dr./12 Crandon Blvd.



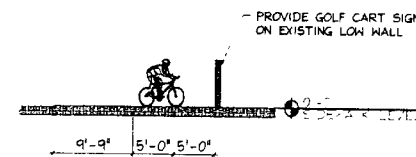
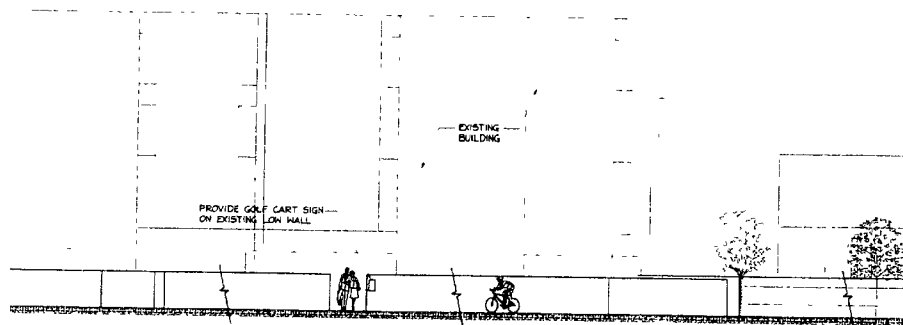
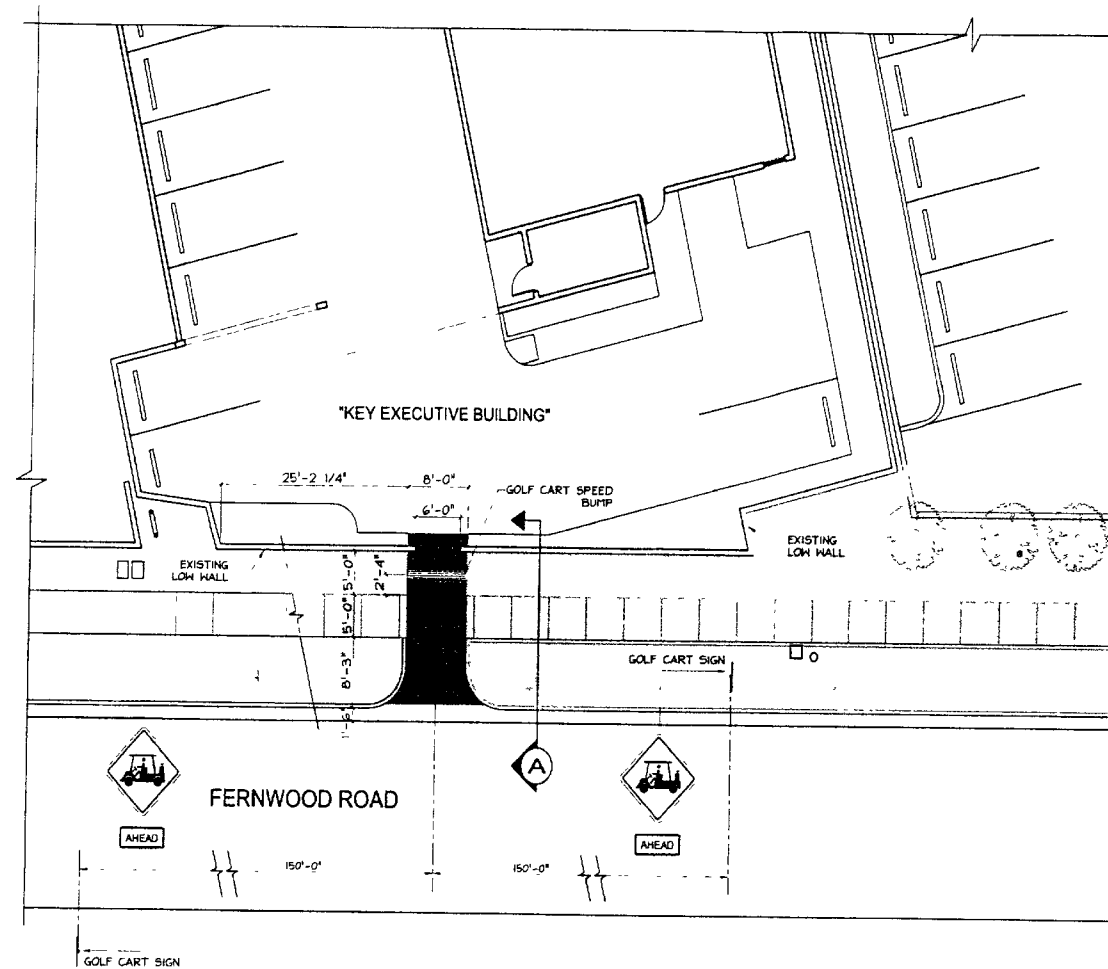
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VILLAGE OF KEY BISCAINE

FERNWOOD RD/COMMERCIAL ACCESS POINTS

3. FERNWOOD ROAD AT KEY EXECUTIVE BUILDING

104 Crandon Blvd.



Section Detail A
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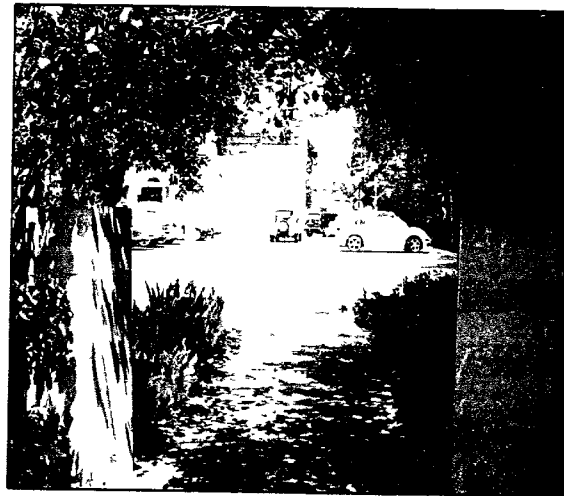


VILLAGE OF KEY BISCAINE

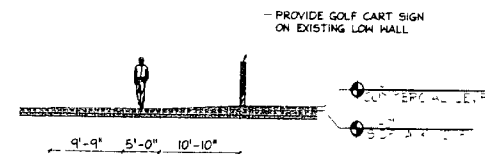
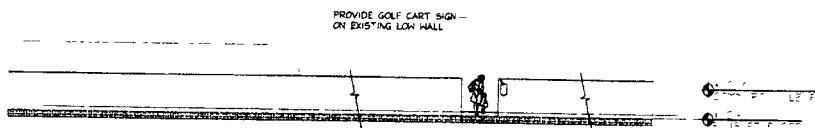
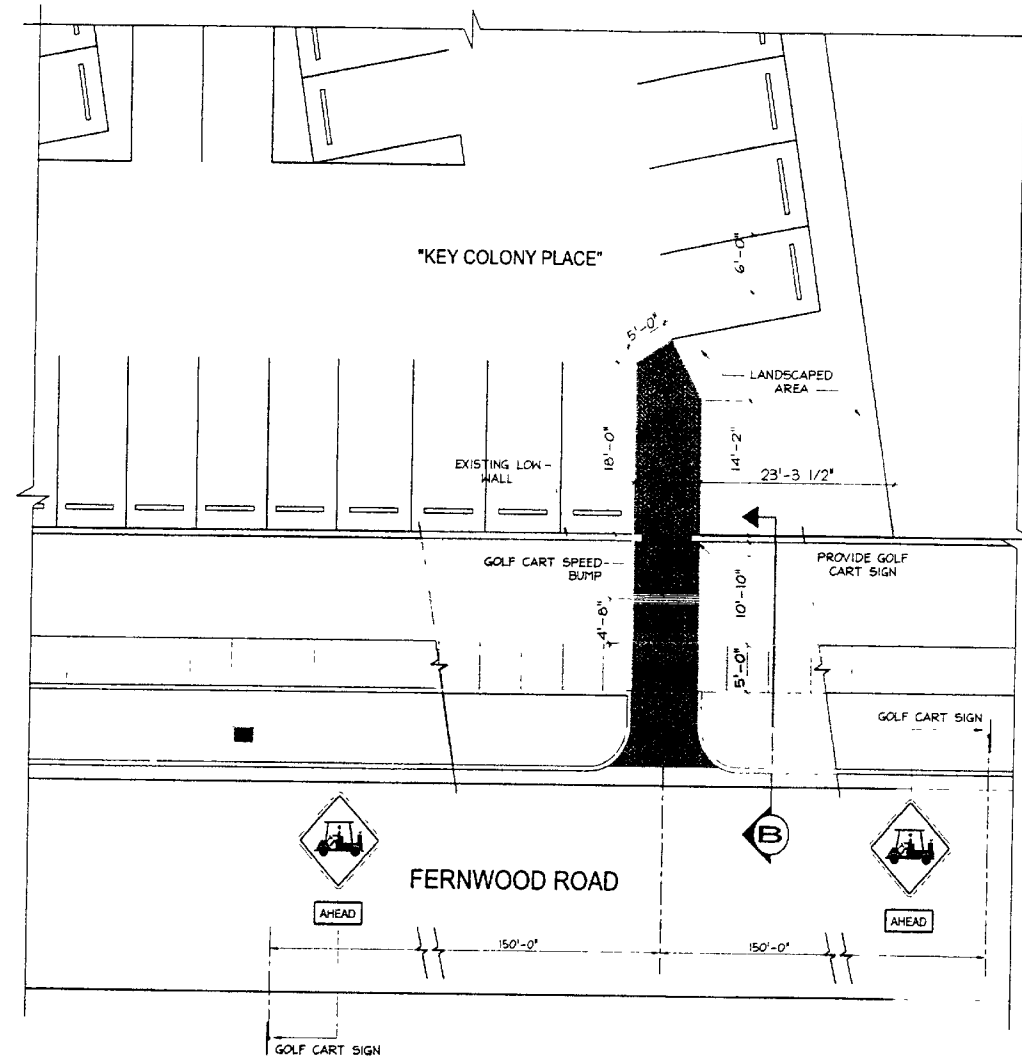
FERNWOOD RD/COMMERCIAL ACCESS POINTS

4. FERNWOOD ROAD AT KEY COLONY PLACE

200 Crandon Boulevard



EXISTING BUILDING

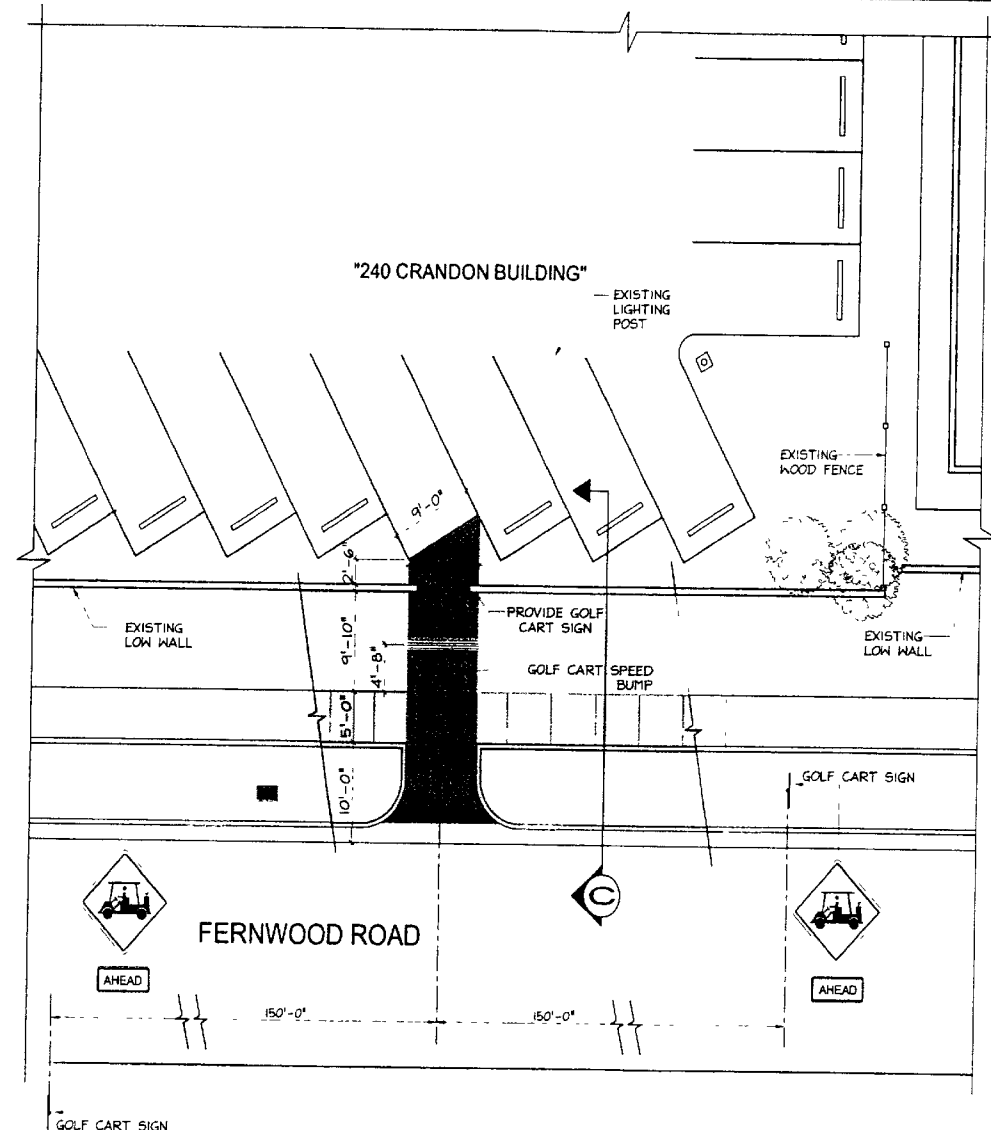
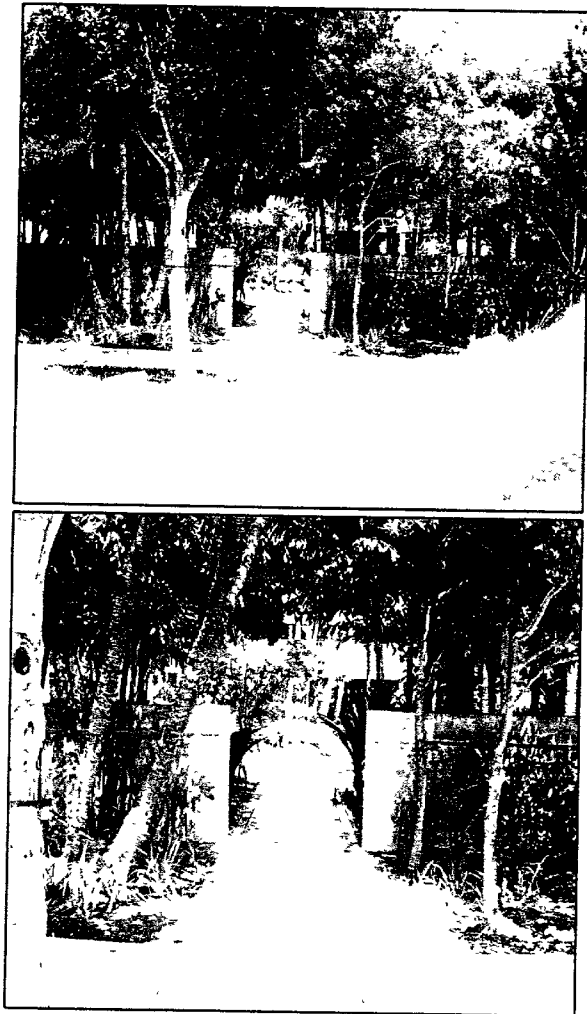


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VILLAGE OF KEY BISCAYNE

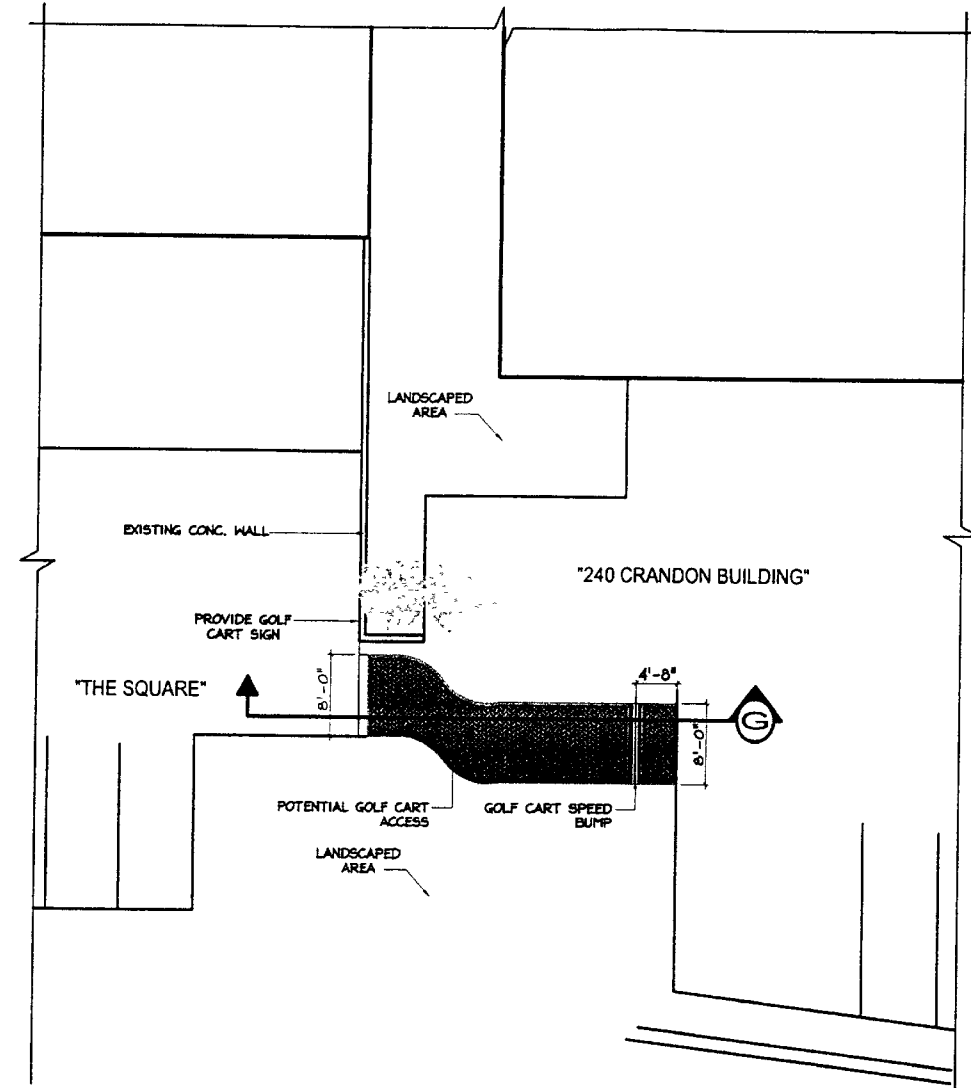
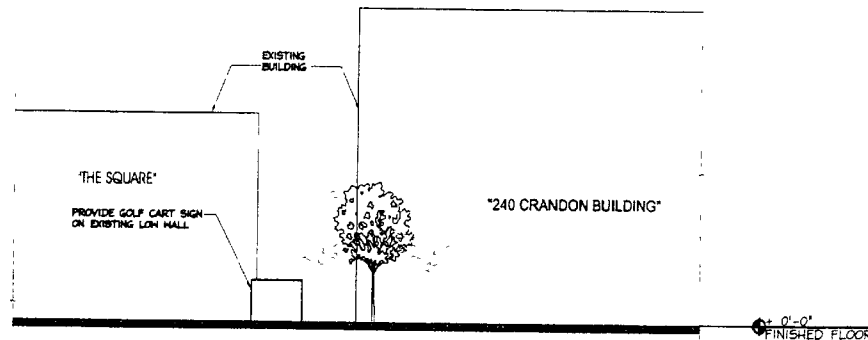
FERNWOOD RD/COMMERCIAL ACCESS POINTS



VILLAGE OF KEY BISCAIYNE

FERNWOOD RD/COMMERCIAL ACCESS POINTS

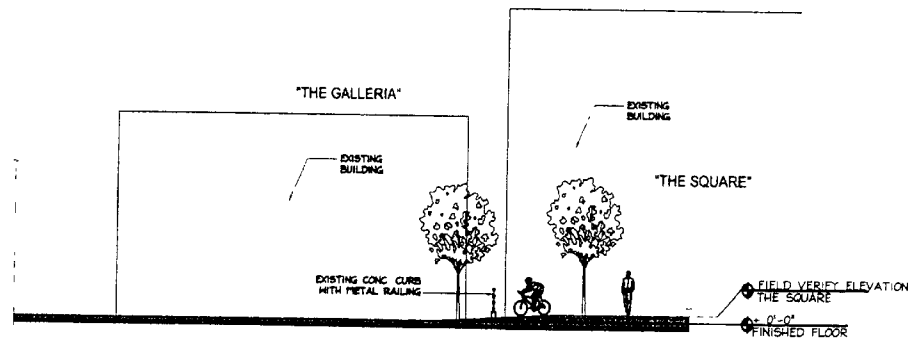
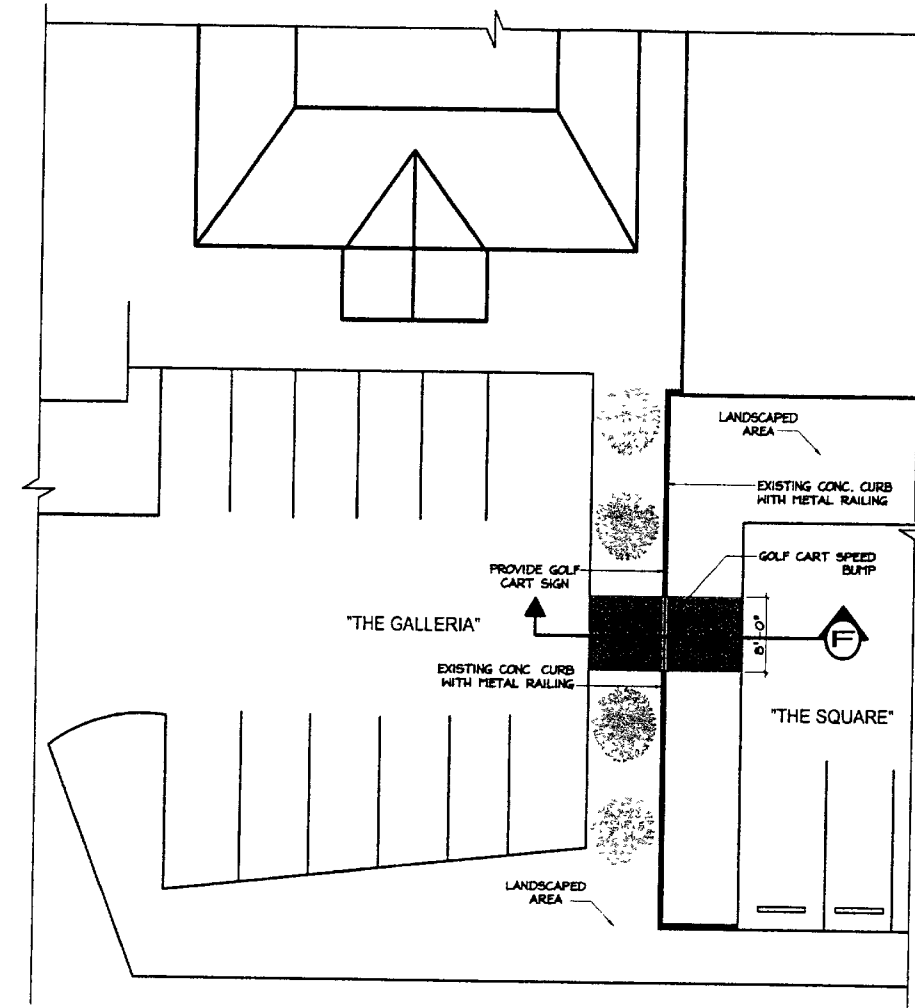
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Section Detail G
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7. THE SQUARE TO THE GALLERIA SHOPPING CENTERS

260-328 Crandon Boulevard

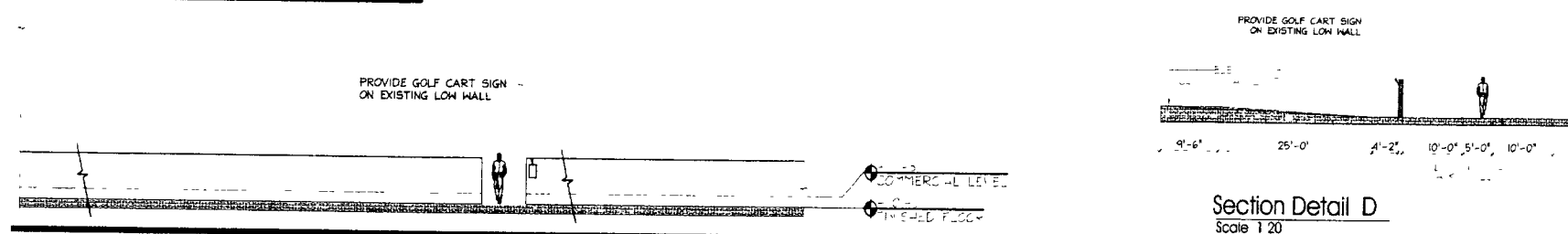
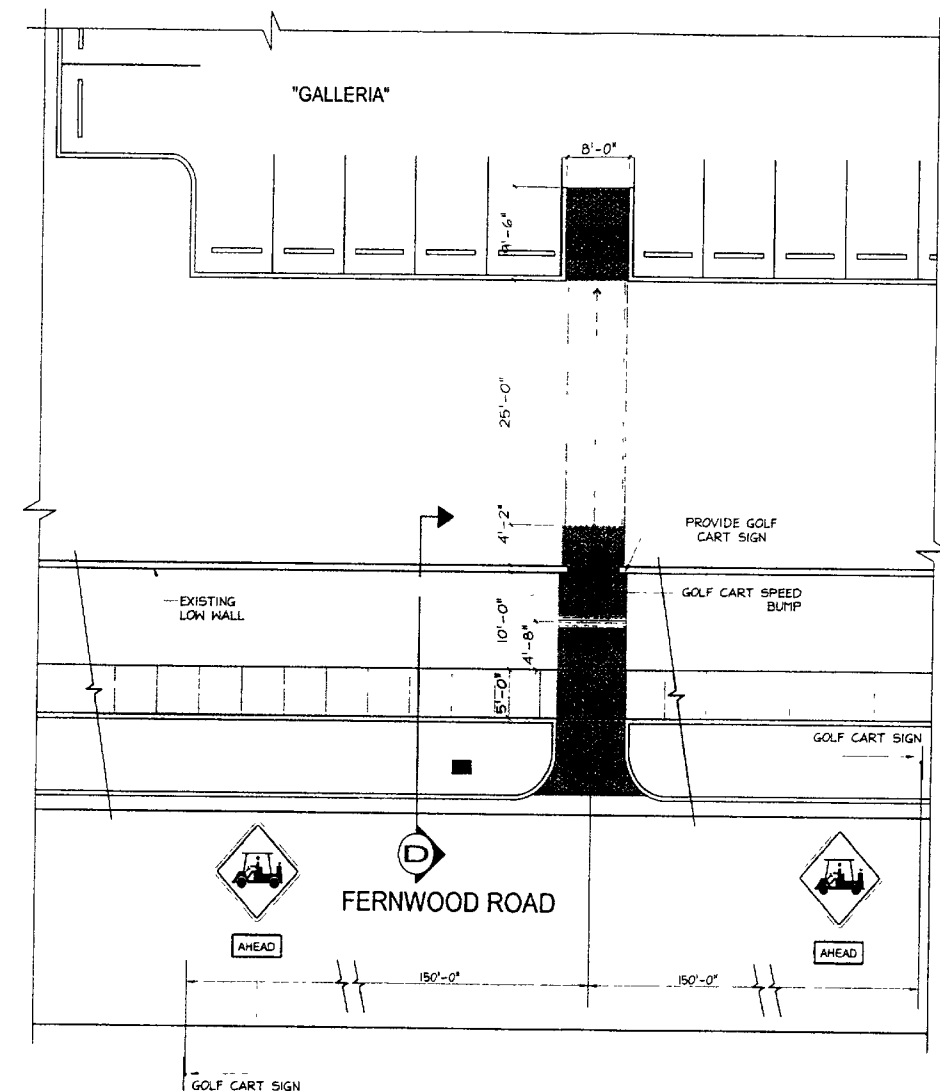


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VILLAGE OF KEY BISCAIYNE

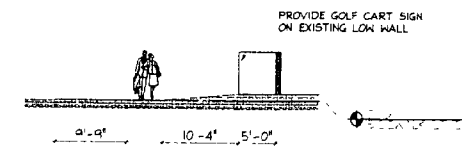
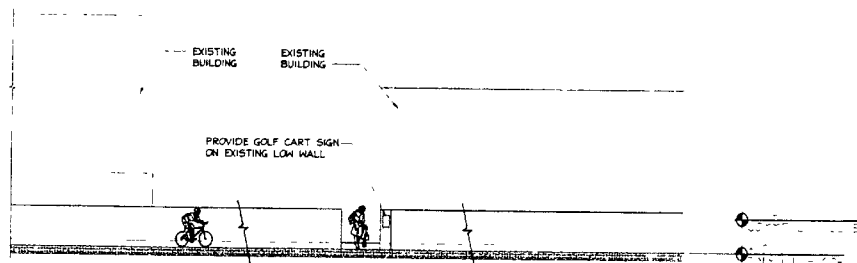
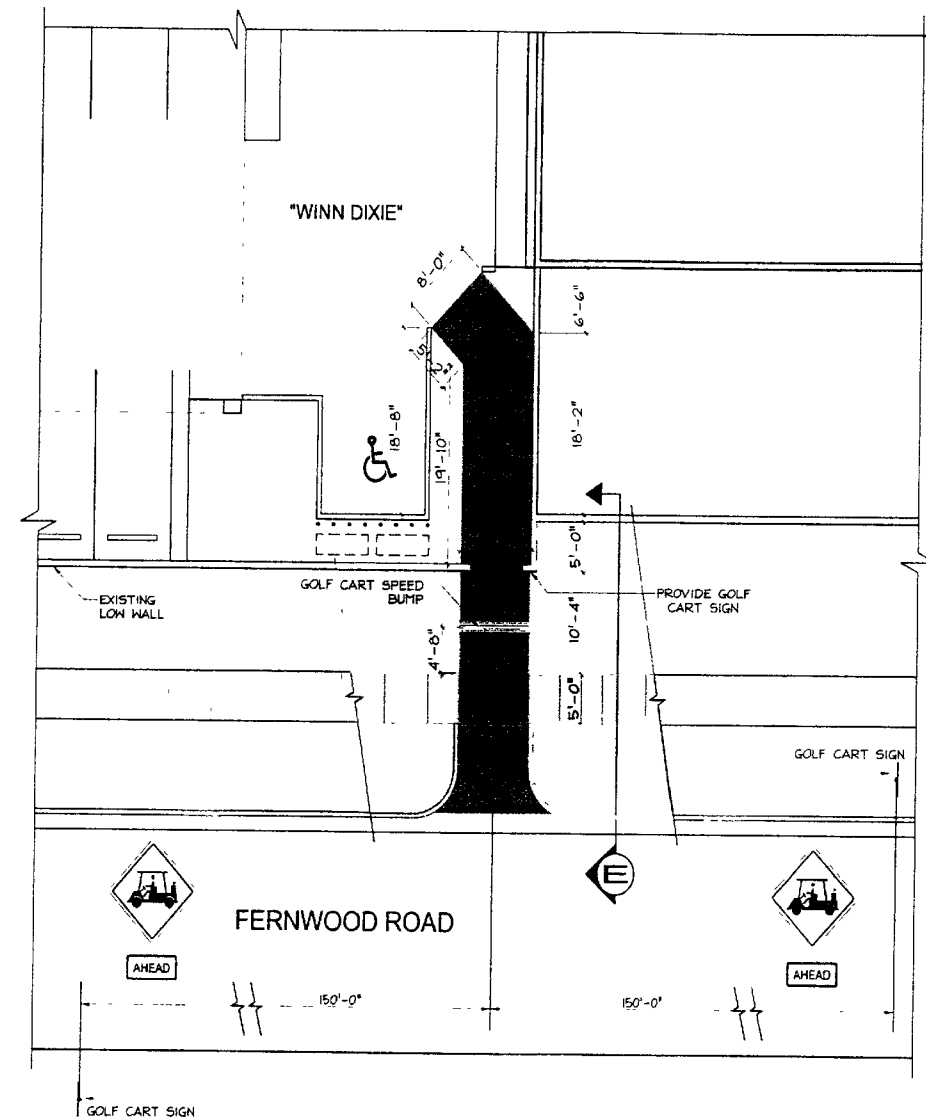
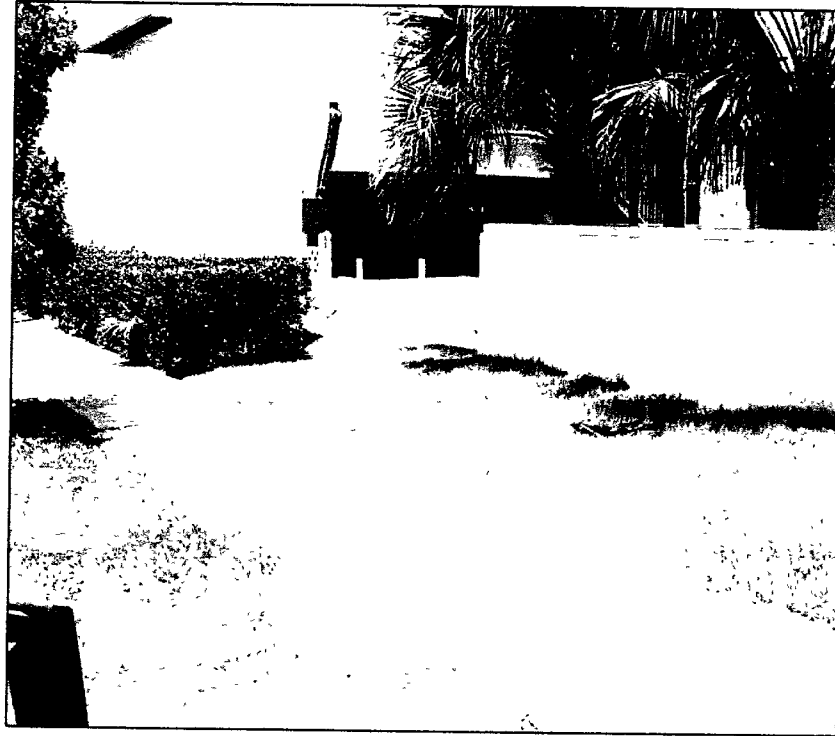
FERNWOOD RD/COMMERCIAL ACCESS POINTS

328 Crandon Boulevard



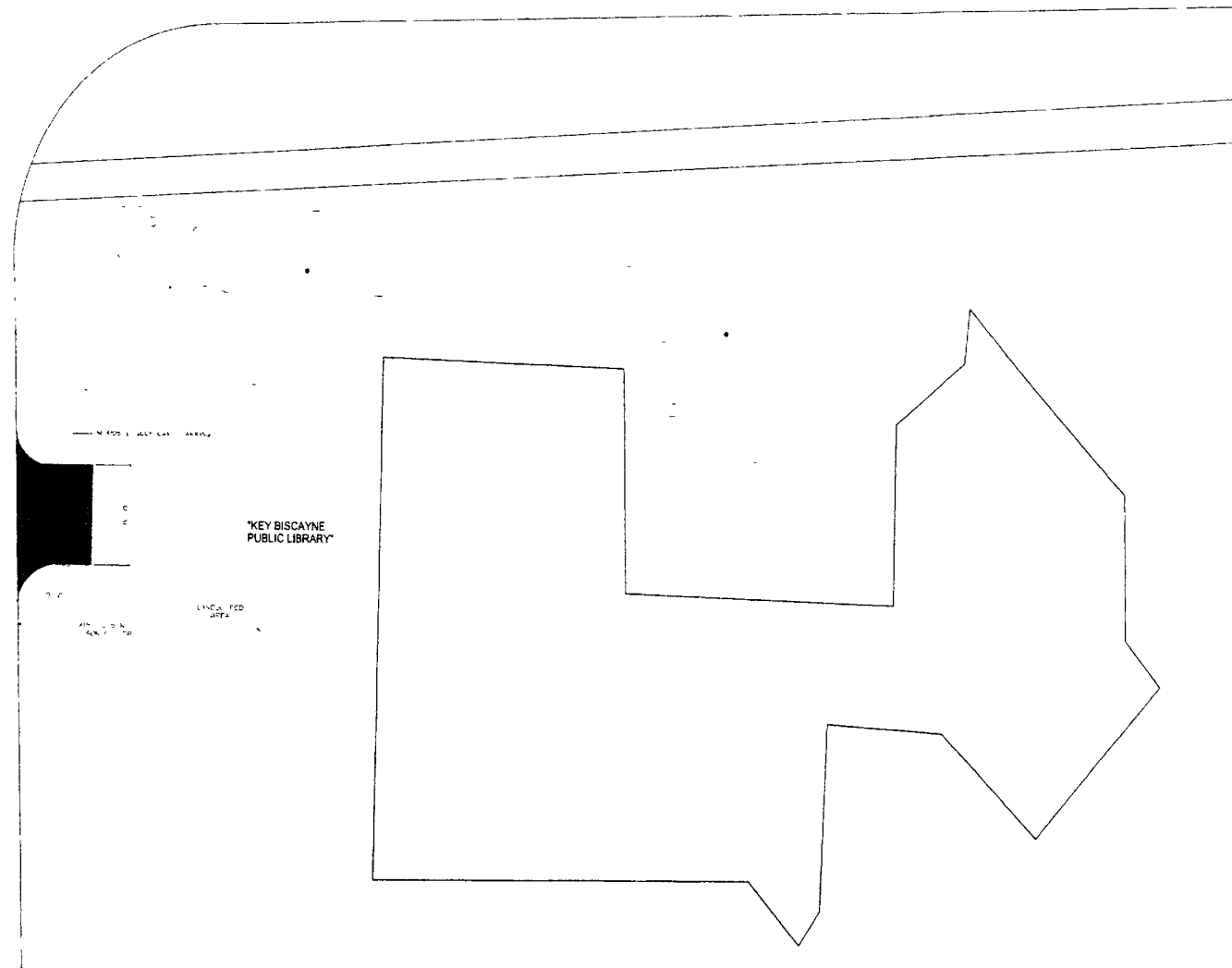
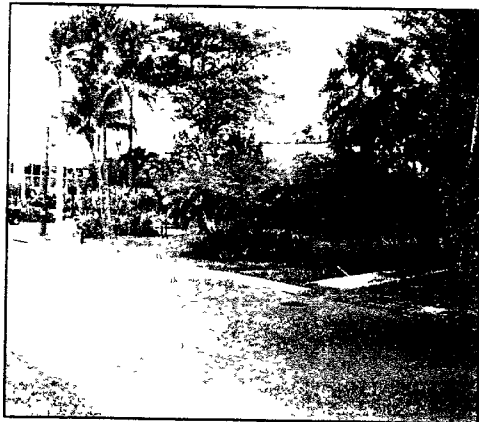
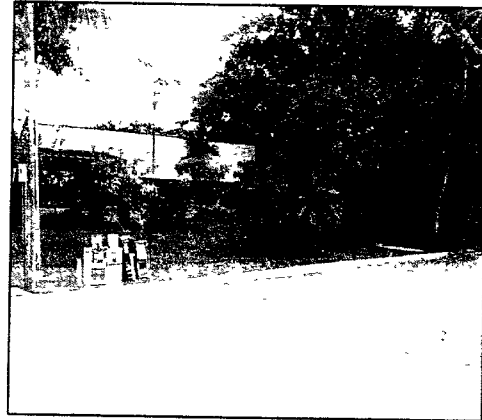
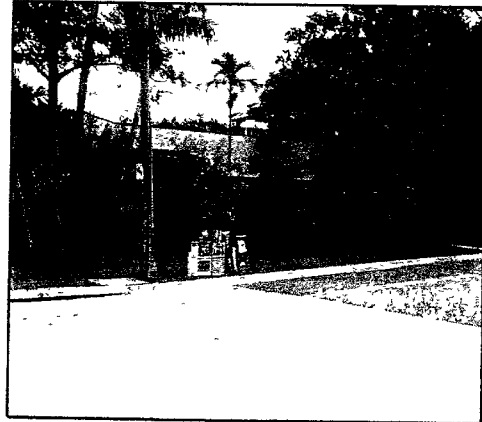
VILLAGE OF KEY BISCAYNE

FERNWOOD RD/COMMERCIAL ACCESS POINTS

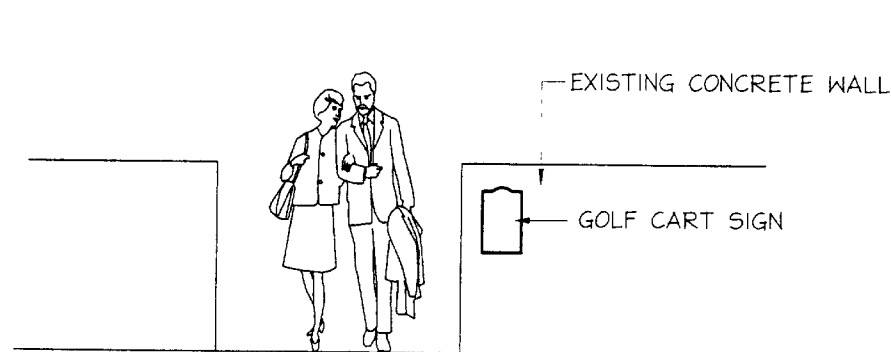


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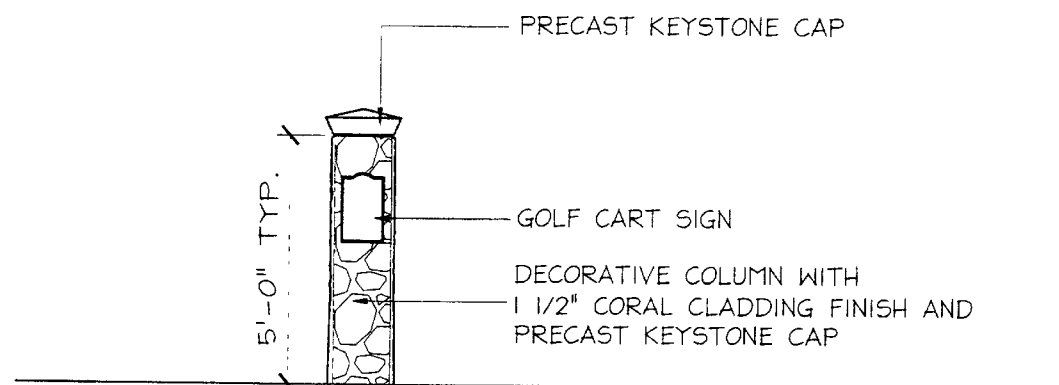
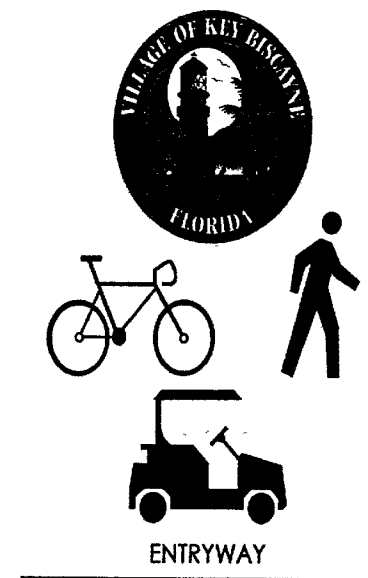




GOLF CART, PEDESTRIAN, AND BICYCLE PATH ENTRYWAY OPTIONS



TYPICAL GOLF CART SIGN ENTRYWAY



**GOLF CART SIGN ON COLUMN FOR HARBOR DRIVE
TO CALUSA PARK ACCESS**



COST ESTIMATES

PROJECT LOCATION	OPTION 1 PAVERS	OPTION 2 ASPHALT
1. St. Agnes Catholic Church/Harbor Plaza Easement to Calusa Park	Part of Village Street Paving or Calusa Park Project	
2. Harbor Plaza (7-11) to La Carreta Lot	\$ 250	\$ 250
3. Fernwood Rd. at Key Executive Building	\$ 6,000	\$ 3,000
4. Fernwood Rd. at Key Colony Place	\$ 500	\$ 500
5. Fernwood Rd. at 240 Crandon Blvd.	\$ 500	\$ 500
6. 240 Crandon Blvd. to The Square	\$ 1,500	\$ 1,000
7. The Square to the Galleria	\$ 3,000	\$ 1,000
8. Fernwood Rd, to the Galleria	\$ 15,000	\$ 7,000
9. Fernwood Rd. to the Winn Dixie Lot	\$ 9,000	\$ 5,000
10. Public Library/Sonesta Drive	\$ 10,000	\$ 5,000
 TOTAL ESTIMATED COST	 \$ 45,750	 \$ 23,250

